

EDUCATIONAL EXAMINERS BOARD[282]

Adopted and Filed

Pursuant to the authority of Iowa Code section 272.2, the Board of Educational Examiners hereby amends Chapter 11, “Complaints, Investigations, Contested Case Hearings,” Iowa Administrative Code.

During the 2007 legislative session, legislation was passed to expand the list of those who can file a professional practices complaint with the Board to include employees of the Department of Education. New rule 282—11.38(256,272) sets forth the procedures for the filing of complaints by employees of the Department of Education.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 7, 2008, as **ARC 6752B**. A public hearing on the amendment was held on Wednesday, May 28, 2008. No one attended the public hearing, and no written comments were received. This amendment is identical to that published under Notice.

This amendment is intended to implement Iowa Code chapter 272.

This amendment will become effective August 20, 2008.

The following amendment is adopted.

Adopt the following **new** rule 282—11.38(256,272):

282—11.38(256,272) Reporting by department of education employees.

11.38(1) *Method of reporting.* A report of misconduct made by the director, pursuant to Iowa Code Supplement section 256.9(56), or made by an employee of the department of education, pursuant to Iowa Code Supplement section 272.15(2), shall comply with the requirements of subrule 11.37(1).

11.38(2) *Confidentiality.* Information reported to the board in accordance with this rule is privileged and confidential, except as provided in Iowa Code section 272.13.

11.38(3) *Review and investigation of report.* The report shall be reviewed and investigated pursuant to subrules 11.37(4) and 11.37(5).

[Filed 6/25/08, effective 8/20/08]

[Published 7/16/08]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 7/16/08.